IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

WP(C).No. 17675 of 2007(D)

PETITIONER:

T.V.OUSEPH,
THURAVAKKAMOLAL HOUSE, CHELAD P.O.,
MULLANPADE, KOTHAMANGALAM, ERNAKULAM, NOW WORKING AS FORESTER, PALLIVASAL SECTION,
DEVIKULAM RANGE, MUNNAR DIVISION, IDUKKI.

BY ADV. SRI.SUDHEESH.A.
SMT.C.V.BINDU

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY THE SECRETARY, DEPARTMENT OF FOREST, THIRUVANANTHAPURAM.

2. THE PRINCIPAL CHIEF CONSERVATOR OF FOREST, THIRUVANANTHAPURAM.

3. CHIEF CONSERVATOR OF FOREST (ADMINISTRATION), THIRUVANANTHAPURAM.

4. DIVISIONAL FOREST OFFICER, MUNNAR DIVISION, MUNNAR, IDUKKI DISTRICT.

5. RANGE OFFICER, DEVIKULAM RANGE, MUNNAR DIVISION, MUNNAR, IDUKKI DISTRICT.

BY GOVERNMENT PLEADER SRI. BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) NO: 17675/2007 D

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1. COPY OF THE ORDER DT. 28/1/2006 BY THE R3.

EXT.P2. COPY OF THE APPEAL FILED BY THE PETITIONER BEFORE THE R2 DT. 25/5/2006.

EXT.P3. COPY OF THE REPRESENTATION FILED BEFORE R1 DT. 20/5/07.

EXT.P4. COPY OF THE CIRCULAR NO. 2/99 D/9/3/99.

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K.BALAKRISHNAN NAIR,J.

WP(C)NO.17675 OF 2007-D

Judgment

The petitioner, who is a Forester, working under the respondents, is aggrieved by Ext.P1 order of the Chief Conservator of Forests, imposing a punishment of barring one increment without cumulative effect and also ordering to recover an amount of Rs.3,968/- from him. He has filed a representation against it before the Chief Conservator of Forests, which is produced as Ext.P2. He has also moved the Government by filing Ext.P3, praying to set aside Ext.P1. Thereafter, this Writ Petition is filed, seeking appropriate reliefs. The learned Government Pleader upon instruction, submitted that Ext.P3 is received and pending and a report has been called for, from the third respondent. The 1st respondent is directed to consider and pass orders on Ext.P3 in accordance with law after affording an opportunity of being heard to the petitioner within three months from the date of receipt of a copy of this Judgment.

The Writ Petition is disposed of as above.

13.06.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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